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13
14 UNITED STATES DISTRICT COURT
15 FOR THE NORTHERN DISTRICT OF CALIFORNIA
16 OAKLAND DIVISION
17

18 ZACK WARD and THOMAS)	CASE NO. 4:12-cv-05404 YGR
19 BUCAR, on behalf of themselves)	
20 and all others similarly situated,)	DECLARATION OF MICHAEL LISKOW IN
)	SUPPORT OF PLAINTIFFS' ADMINISTRATIVE
21 Plaintiffs,)	MOTION TO FILE UNDER SEAL [PURSUANT
)	TO CIVIL L.R. 7-11 AND 79-5(d)]
22 v.)	
)	
23 APPLE INC.,)	DEPT: Courtroom 1, 4th Floor
)	JUDGE: Hon. Yvonne Gonzalez Rogers
24 Defendant.)	
)	

1 I, Michael Liskow, declare as follows:

2 1. I am an attorney duly licensed to practice before all the courts of the State of
3 California. I am a member of the law firm Wolf Haldenstein Adler Freeman & Herz LLP, counsel
4 of record for Plaintiffs in the above-captioned action. I have personal knowledge of the facts
5 stated below and, if called upon, I could and would competently testify thereto.

6 2. Plaintiffs are filing concurrently herewith Plaintiffs' Notice of Motion and Motion
7 for Class Certification; Memorandum of Points and Authorities (the "Motion"). In support of their
8 Motion, Plaintiffs are submitting documents that were produced by Apple Inc. ("Apple") in this
9 litigation and designated as "confidential" or "highly confidential" by Apple pursuant to the
10 Stipulated Protective Order entered in this case on October 29, 2015 (ECF No. 67). Plaintiffs also
11 discuss those documents in their Motion.

12 3. The Expert Declaration of Frederick R. Warren-Boulton (Rickert Decl., Ex. H) and
13 the Supplemental Expert Declaration of Frederick R. Warren-Boulton (Rickert Decl., Ex. J) were
14 filed under seal in this case on March 22, 2017 (ECF No. 147), because they discuss confidential
15 or highly confidential information produced in this litigation pursuant to the Protective Order.

16 4. Exhibits B and U to the Rickert Declaration are the Expert Declaration of Simon J.
17 Wilkie, Ph.D., and the Expert Reply Declaration of Simon J. Wilkie, Ph.D., respectively, which
18 were filed under seal in *In re Apple & AT&TM Antitrust Litigation*, No. C 07-05152 JW (N.D.
19 Cal.) ("*Apple I*"), because they discuss confidential or highly confidential information produced in
20 that litigation pursuant to the Stipulated Protective Order entered in that case on May 22, 2009
21 (ECF No. 194).

22 5. Some of the documents attached to the Rickert Declaration were produced by
23 AT&T Mobility, LLC in *Apple I*, and some of the transcripts attached to the Rickert Declaration
24 are of depositions that were taken in *Apple I*, and each are marked confidential or highly
25 confidential pursuant to the protective order entered in that case.

26 6. The following documents or portions thereof contain the material designated as
27 confidential or highly confidential in this litigation or in the related *Apple I*:

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DOCUMENT	PAGES & LINES
Plaintiffs' Notice of Motion and Motion for Class Certification; Memorandum of Points and Authorities	Page 3, lines 3-10, 12-17, 19-20, 22, 26 Page 4, lines 1-9, 25-28 Page 5, lines 1-11, 13-21, 24-26 Page 17, lines 7-13 Page 19, lines 10-12 Page 23, lines 13-14 Page 24, lines 24-27
Declaration of Rachele R. Rickert in Support of Plaintiffs' Motion for Class Certification	Exhibit A (completely) Exhibit B (completely) Exhibit C (completely) Exhibit D (completely) Exhibit E (completely) Exhibit F (completely) Exhibit G (completely) Exhibit H (completely) Exhibit I (completely) Exhibit J (completely) Exhibit K (completely) Exhibit N (completely) Exhibit O (completely) Exhibit P (completely) Exhibit Q (completely) Exhibit T (completely) Exhibit U (completely)

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 15th day of August, 2016.



MICHAEL LISKOW

APPLE(WARD):24094